

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARILYN R. SUGALSKI	:	
	:	
v.	:	CIVIL ACTION
	:	
MANUFACTURERS AND TRADERS	:	NO. 09-3001
TRUST COMPANY, t/a M&T BANK	:	

ORDER

AND NOW, this 16th day of July, 2012, upon consideration of Defendant's Cross-Motion for Summary Judgment (ECF No. 20), Plaintiff's Motion for Partial Summary Judgment (ECF No. 22), and all documents submitted in support thereof and in opposition thereto, it is **ORDERED** as follows:

1. Defendant's Cross-Motion for Summary Judgment (ECF No. 20) is **DENIED**.
2. Plaintiff's Motion for Partial Summary Judgment (ECF No. 22) is **GRANTED** in part and **DENIED** in part.
 - a. The Motion is **GRANTED** as to Plaintiff's claim for severance benefits in Count I and Count II.
 - b. The Motion is **DENIED** as to Plaintiff's claim for the Imputed Interest payment in Count I and Count II.
3. This case will proceed in accordance with a scheduling order to be issued by the Court after conference with counsel.

IT IS SO ORDERED.

BY THE COURT:

/s/ R. BARCLAY SURRICK, J.